



PATENT

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THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF : Farrell
FOR : **FINISHING SUBSTITUTION
USING ABSTRACT
CAPABILITIES**
SERIAL NO. : 09/443,677
FILED : November 19, 1999
GROUP ART UNIT : 2624
EXAMINER : King Y. Poon
LAST OFFICE ACTION : March 2, 2004
ATTORNEY DOCKET NO. : 98723 US NP
XERZ 2 00304

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Applicant hereby appeals to the Board from a decision of the primary Examiner mailed **March 2, 2004** finally rejecting claims 1, 10-14 and 16. An Amendment After Final was filed on June 2, 2004.

Certificate of Mailing

Under 37 C.F.R. § 1.8, I certify that this Amendment Transmittal Letter and accompanying document(s) are being
☒ deposited with the United States Postal Service as First Class mail, addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
☐ transmitted via facsimile in accordance with 37 C.F.R. § 1.8 on the date indicated below.
☐ deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated below and is addressed to: MAIL STOP AMENDMENT FEE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

Date
September 2, 2004

Signature

Printed Name

Karen M. Forsyth

09/08/2004 MMEKONEN 00000100 09443677

01 FC:1401 330.00 DP

09/08/2004 MMEKONEN 00000100 09443677

02 FC:1253 950.00 DP

The items checked below are appropriate:

1. **STATUS OF APPLICANT**

☒ This application is on behalf of other than a small entity.

2. **FEE FOR FILING NOTICE OF APPEAL**

Pursuant to 37 C.F.R. 1.17(b) the fee for filing the Notice of Appeal is:

☒ other than a small entity \$ 330.00

3. **EXTENSION OF TERM**

☒ Applicant(s) hereby petitions the Commissioner under 37 C.F.R. §1.136(a) for a three-month extension of time up to and including September 2, 2004 in which to file the accompanying Notice of Appeal. The amount of \$950.00 for the extension fee is enclosed herewith. Applicant(s) request any additional extensions of time that may be necessary and authorize the extension of time fees or any deficiency in fees herewith to be charged to Deposit Account No. 24-0037.

4. **TOTAL FEES DUE**

The total fee due is:

Notice of Appeal Fee: \$ 330.00

Extension of Time Fee: \$ 950.00

5. **FEE PAYMENT**

Attached is a check in the amount of \$ 330.00 and a check in the amount of \$ 950.00.

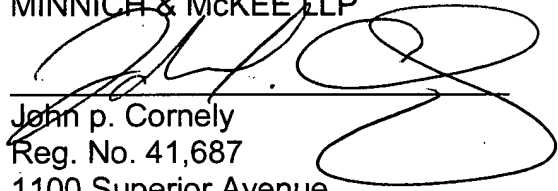
If any additional extension and/or fee is required this is a request therefor and charge Account No. 24-0037.

AND/OR

If any additional fee for claims is required charge Account No. 24-0037.

Respectfully Submitted,

FAY, SHARPE, FAGAN,
MINNICH & McKEE LLP



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